

UNITED STATES BANKRUPTCY COURT

FOR THE

**EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

In the Matter of:

JAMES L REED

Debtor

Chapter 13

Case No. 18-10778-BFK

MOTION TO DISMISS,
NOTICE OF MOTION TO DISMISS
AND
NOTICE OF SCHEDULED HEARING ON THIS MOTION

Thomas P. Gorman, Chapter 13 Trustee, has filed this motion to dismiss your Chapter 13 case. The cause for this motion is as follows:

Pursuant to 11 U.S.C. §1307(c)(6) - Material default by Debtor as is reflected in the attached Trustee's Report of Receipts and Disbursements.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not wish the court to grant the relief sought in the motion, or if you want the court to consider your views on the motion, then on or before five business days prior to the hearing date, you or your attorney must:

File with the court a written response with supporting memorandum as required by Local Bankruptcy Rule 9013-1(H). Unless a written response and supporting memorandum are filed and served by the date specified, the Court may deem any opposition waived, treat the motion as conceded, and issue an order granting the requested relief without further notice or hearing. If you mail your response to the court for filing, you must mail it early enough so the court will receive it on or before five business days prior to the scheduled hearing. You must mail a copy to the persons listed below.

Notice and Motion to Dismiss

James L Reed, Case #18-10778-BFK

Attend the hearing to be held on October 18, 2018 at 1:30 p.m. in Courtroom #1 on the 2nd floor, United States Bankruptcy Court, 200 South Washington Street, Alexandria, VA 22314. If no timely response has been filed opposing the relief requested, the court may grant the relief without holding a hearing.

A copy of any written response must be mailed to the following persons:

Thomas P. Gorman
300 North Washington Street, Ste. 400
Alexandria, VA 22314

Clerk of the Court
United States Bankruptcy Court
200 South Washington Street
Alexandria, VA 22314

If you or your attorney do not take steps, the court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Date: __October 3, 2018__

____/s/ Thomas P. Gorman____
Thomas P. Gorman
Chapter 13 Trustee
300 N. Washington Street, #400
Alexandria, VA 22314
(703) 836-2226
VSB 26421

CERTIFICATE OF SERVICE

I hereby certify that I have this 3RD day of October, 2018, served via ECF to authorized users or mailed a true copy of the foregoing Motion to Dismiss, Notice of Motion and Notice of Hearing to the following parties.

James L Reed
Chapter 13 Debtor
2098 Powells Landing Circle
Woodbridge, VA 22191

Eamonn B Foster, Esq.
Attorney for Debtor
Woehrle Dahlberg Jones Yao, PLLC
1900 East Parham Road
Richmond, VA 23228

____/s/ Thomas P. Gorman____
Thomas P. Gorman

CASE NO: 18-10778-BFK

STATUS: ACTIVE

DEBTOR: XXX-XX-6814

REED, JAMES L

AKA:

SCHEDULE: 897.26 MONTHLY

TOTAL PAID: 5,116.62

DATE FILED: 03/06/2018 2098 POWELLS LANDING CIRCLE

CONFIRMED: WOODBRIDGE, VA 22191

LATEST 341: 04/03/2018

PERCENTAGE: 100.000

ATTORNEY: EAMONN B FOSTER, ESQ.

WOEHRLE DAHLBERG JONES YAO, PLLC

1900 EAST PARHAM ROAD

RICHMOND, VA 23228

Phone: 804 261-2694 Fax: 804 553-0784

PLAN: 60 MONTHS

1st PAYMENT DUE: 04/2018

ON SCHEDULE: 6,911.14

ACTUAL PAYMENTS: 5,116.62

AMOUNT BEHIND: 1,794.52

LAST 12 TRANSACTIONS

Date	Source	Amount
08/13/18	PC	898.26
07/02/18	PC	871.26
06/04/18	PC	1,115.70
05/07/18	PC	1,115.70
04/06/18	PC	1,115.70

DIRECT PAY

CLAIM	CRED NO	CREDITOR NAME	DISB CODE	CLASS	ARREARS	FIXED PAYMENT	SCHED AMOUNT	PAID BY TRUSTEE	BALANCE DUE	CLAIM STATUS
004	335584	M&T BANK	PRO	SEC	0.00	0.00	0.00	0.00	0.00	DIRECT

PLAN AND FILED CLAIMS

CLAIM NO	CRED NO	CREDITOR NAME CLAIM REMARK	DISB CODE LAST DISB	CLASS PAY%	INT. BEGIN INT. RATE	FIX PAY ARREARS	ORG. CLAIM SCHED AMT	APPROVED TO BE PAID	PRIN. PAID INT. PAID	PRIN. DUE INT. DUE
001	344429	PENNYMAC LOAN SERVICES LLC	FIX	SEC		54.65 327.90	3,279.15 3,279.15	3,279.15 3,279.15	0.00 0.00	3,279.15 0.00
002	340080	PNC BANK, NATIONAL ASSOCIATION TBS-R/S ORD EOD 9/7/18	PRO-I	UNS		0.00 0.00	680,620.73 0.00	0.00 0.00	0.00 0.00	Closed
003	345408	BANK OF AMERICA TBS	PRO-I	UNS		0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	Closed
005	324372	PNC BANK, NATIONAL ASSOC.	FIX	SEC		511.46 0.00	511.46 511.46	511.46 511.46	0.00 0.00	511.46 0.00
006	321355	CAPITAL ONE BANK USA NA	PRO	UNS		0.00 0.00	0.00 3,046.00	0.00 0.00	0.00 0.00	Not Filed
007	345760	CITIBANK/HOME DEPOT	PRO	UNS		0.00 0.00	0.00 6,174.00	0.00 0.00	0.00 0.00	Not Filed
008	315821	ENERBANK USA	PRO	UNS		0.00 0.00	6,253.79 6,376.00	6,253.79 6,253.79	0.00 0.00	6,253.79 0.00
009	337902	ARMY & AIR FORCE EXCHANGE SERVIC	PRO	UNS		0.00 0.00	7,486.16 7,698.00	7,486.16 7,486.16	0.00 0.00	7,486.16 0.00
010	344245	WELLS FARGO BANK NA APP	FIX	SEC	03/06/2018 6.0000	23.43 164.01	1,212.04 1,212.00	1,212.04 1,212.04	0.00 0.00	1,212.04 47.50
011	335940	QUANTUM3 GROUP LLC	PRO	UNS		0.00 0.00	5,002.36 5,002.00	5,002.36 5,002.36	0.00 0.00	5,002.36 0.00
012	335940	QUANTUM3 GROUP LLC	PRO	UNS		0.00 0.00	1,450.96 1,450.96	1,450.96 1,450.96	0.00 0.00	1,450.96 0.00
013	335940	QUANTUM3 GROUP LLC	PRO	UNS		0.00 0.00	2,959.40 2,959.00	2,959.40 2,959.40	0.00 0.00	2,959.40 0.00
014	341341	JC PENNEY	PRO	UNS		0.00 0.00	0.00 4,692.00	0.00 0.00	0.00 0.00	Not Filed
015	335940	QUANTUM3 GROUP LLC	PRO	UNS		0.00 0.00	16,332.35 16,274.00	16,332.35 16,332.35	0.00 0.00	16,332.35 0.00
016	326308	NCO FINANCIAL SYSTEMS, INC MACYS	PRO	UNS		0.00 0.00	0.00 208.00	0.00 0.00	0.00 0.00	Not Filed
017	344245	WELLS FARGO BANK NA	PRO	UNS		0.00 0.00	1,256.02 1,142.00	1,256.02 1,256.02	0.00 0.00	1,256.02 0.00
018	346085	VERIZON BY AMERICAN INFOSOURCE L UNLISTED	PRO-A	UNS		0.00 0.00	103.71 0.00	103.71 103.71	0.00 0.00	103.71 0.00

** Creditor has not filed a Proof of Claim. Accumulated funds will be released to other creditors if no claim is filed with the U.S. Bankruptcy Court by the date of the scheduled Chapter 13 Review Meeting.

Claims with an A code in the DISB/CODE column are placed on hold and need to be resolved. NO disbursements are being made to the creditor.

This is a progress report only and should not be used to calculate a payoff.

Case Maintenance 10.5

CASE NO: 18-10778-BFK

STATUS: ACTIVE

DEBTOR: XXX-XX-6814

REED, JAMES L

SCHEDULE: 897.26 MONTHLY

PLAN AND FILED CLAIMS

<u>CLAIM NO</u>	<u>CRED NO</u>	<u>CREDITOR NAME</u>	<u>DISB CODE</u>	<u>CLASS</u>	<u>INT. BEGIN</u>	<u>FIX PAY</u>	<u>ORG. CLAIM</u>	<u>APPROVED</u>	<u>PRIN. PAID</u>	<u>PRIN. DUE</u>
		<u>CLAIM REMARK</u>	<u>LAST DISB</u>	<u>PAY%</u>	<u>INT. RATE</u>	<u>ARREARS</u>	<u>SCHED AMT</u>	<u>TO BE PAID</u>	<u>INT. PAID</u>	<u>INT. DUE</u>
799	FOSTER	EAMONN B FOSTER, ESQ. ORD SUBS COUNSEL EOD 7/20/18	PRO	ATY 100.00		0.00 0.00	4,000.00 4,000.00	3,500.00 3,500.00	0.00 0.00	3,500.00 0.00
		Trustee Administrative Fees						363.21	363.21	
TOTALS:						589.54	49,847.40	49,710.61	363.21	49,347.40
						491.91	64,024.57	49,710.61	0.00	47.50
		ADMIN	ATTORNEY	PRIORITY	SECURED	UNSECURED	OTHER			
SCHED AMOUNT:		0.00	4,000.00	0.00	5,002.61	55,021.96	0.00			
CLAIM AMOUNT:		0.00	3,500.00	0.00	5,002.65	40,844.75	0.00			
PAID BY TRUSTEE:		0.00	0.00	0.00	0.00	0.00	0.00			
PAID BY 3rd PARTY:		0.00	0.00	0.00	0.00	0.00	0.00			
SUB TOTAL:		0.00	3,500.00	0.00	5,002.65	40,844.75	0.00	DUE CREDITORS:		49,394.90
INTEREST DUE:		0.00	0.00	0.00	47.50	0.00	0.00	EXPECTED ADMIN:		3,360.11
CONTINUING:		0.00	0.00	0.00	0.00	0.00	0.00	LESS AVAILABLE:		4,753.41
BALANCE DUE:		0.00	3,500.00	0.00	5,050.15	40,844.75	0.00	APPROX BALANCE:		48,001.60

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